MULTIMEDIA UNIVERSITY

STUDENT IDENTIFICATION NO

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# MULTIMEDIA UNIVERSITY

# FINAL EXAMINATION

**T1, 2018/ 2019**

## BYL7134 - CYBERLAW

3 OCTOBER 2018
9.00 a.m – 12.00 p.m
(3 Hours)

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**INSTRUCTION TO STUDENTS**

1. This Question paper consists of **THREE (3)** pages including cover page.
2. Answer **ALL FOUR (4)** questions.
3. Marks for each of the questions are given.
4. Please write your answers in the **Answer Booklet** provided.

## QUESTION 1

What is defamation? Discuss the various ways in which online defamation can occur. You must support your answer with cases.

**(25 marks)**

## QUESTION 2

A 18-year-old student, John at Apple University was charged with using modified peer-to-peer software to infect computers and create "killware" a software that he exploited to obtain credit card and banking information. John agreed to plead guilty to a charge of unauthorized access to a computer to further a fraud. The case against John relates to his development of the Kuchii Worm, which he developed to infect computers running the Windows operating system and is the first time a person has been prosecuted for using peer-to-peer software as a delivery mechanism for malicious computer code. John modified Gowire peer-to-peer software to work as "spartan" software that carried a hidden payload and then posted his modified version of Gowire on the Internet for victims to download. John also used instant messaging spam to surreptitiously download infected files to victims' computers. After victims downloaded the software, John gained control of their computers, allowing him to obtain credit card and banking information from the compromised computers. He also used the compromised computers to carry out an Internet attack on an online business in Cyberjaya, Malaysia. The users of those compromised computers were unaware that their computers had been turned into "zombies," they continued to use their computers to engage in online banking and purchases.

Advise the University regarding John's criminal liabilities arising from his actions by referring to the relevant Malaysia Cyberlaws.

**(25 marks)**

## QUESTION 3

The Personal Data Protection Act 2010 is an important piece of legislation that will ensure greater protection for Internet consumers. Discuss the relevant provisions of the Act and the significance of those provisions.

**(25 marks)**

**Continued...**

## QUESTION 4

Tammy has been assigned a project on "Intellectual Property Rights associated with digital 4.0 technology". She conducts a search on Google and comes across many articles on the topic. She downloads the articles and uses them extensively in her project without obtaining permission from the authors of the articles. Tammy insists that since she is using the articles for private use, she is not liable for any infringement. Discuss the legal implications of Tammy's actions.

**(25 marks)**

**(Total: 100 Marks)**

**End of Paper**